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*Attorneys for Irving H. Picard, Trustee for the  
Substantively Consolidated SIPA Liquidation of  
Bernard L. Madoff Investment Securities LLC  
and the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION  
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT  
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation  
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

ESTATE OF RITA SORREL; BETH M. SORREL,  
in her capacity as Personal Representative of the  
Estate of Rita Sorrel; ELLYN G. ZITTER, in her  
capacity as Personal Representative of the Estate of  
Rita Sorrel; and JOY GOLDSTEIN, in her capacity

Adv. Pro. No. 10-05162 (SMB)

as Personal Representative of the Estate of Rita  
Sorrel,

Defendants.

**STIPULATION AND ORDER FOR VOLUNTARY  
DISMISSAL OF ADVERSARY PROCEEDING WITH PREJUDICE**

Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa, *et seq.*, and the substantively consolidated estate of Bernard L. Madoff individually, by and through his counsel, Baker & Hostetler LLP, and Defendants Estate of Rita Sorrel; Beth M. Sorrel, in her capacity as Personal Representative of the Estate of Rita Sorrel; Ellyn G. Zitter, in her capacity as Personal Representative of the Estate of Rita Sorrel; and Joy Goldstein, in her capacity as Personal Representative of the Estate of Rita Sorrel, by and through their counsel, Tab K. Rosenfeld and Steven M. Kaplan of Rosenfeld & Kaplan, LLP (collectively, the “Parties”), hereby stipulate and agree to the following:

1. On December 3, 2010, the Trustee filed and served the Complaint against Rita Sorrel.
2. On September 4, 2013, a Stipulation for Substitution of Defendant Rita Sorrel, deceased with Defendants Estate of Rita Sorrel, Beth M. Sorrel, in her capacity as Personal Representative of the Estate of Rita Sorrel, Ellyn G. Zitter, in her capacity as Personal Representative of the Estate of Rita Sorrel, and Joy Goldstein, in her capacity as Personal Representative of the Estate of Rita Sorrel was filed.
3. On April 16, 2014, Defendants Estate of Rita Sorrel, Beth M. Sorrel, in her capacity as Personal Representative of the Estate of Rita Sorrel, Ellyn G. Zitter, in her capacity as Personal Representative of the Estate of Rita Sorrel, and Joy Goldstein, in her capacity as

Personal Representative of the Estate of Rita Sorrel served an answer on the Trustee.

4. On June 1, 2015, the Parties entered into a partial settlement agreement and stay of further proceedings [ECF No. 32] until resolution of Bankruptcy Code Section 546(e) appeal pursuant to the Settlement Procedures Order, entered by this Court on November 12, 2010 [ECF No. 3181].

5. On June 22, 2015, the United States Supreme Court denied the Trustee's petition for writ of certiorari in the Bankruptcy Code Section 546(e) appeal.

6. In accordance with Federal Rule of Bankruptcy Procedure 7041(a)(1)(ii), and Federal Rule of Civil Procedure 41(a)(1), the Parties hereby stipulate to a dismissal with prejudice of the Trustee's claims against Defendants in the above-captioned adversary proceeding and dismissing the adversary proceeding.

7. The provisions of this Stipulation shall be binding upon and shall inure to the benefit of the Parties and their respective successors and assigns and upon all creditors and parties of interest.

8. This Stipulation may be signed by the Parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic, or electronic copy of this Stipulation shall be deemed an original.

*[Remainder of this page intentionally left blank]*

Dated: July 27, 2015

**BAKER & HOSTETLER LLP**

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Madoff Investment Securities LLC and the  
Estate of Bernard L. Madoff*

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Sorrel, Beth M. Sorrel, in her capacity as  
Personal Representative of the Estate of  
Rita Sorrel, Ellyn G. Zitter, in her capacity  
as Personal Representative of the Estate of  
Rita Sorrel, and Joy Goldstein, in her  
capacity as Personal Representative of the  
Estate of Rita Sorrel*

SO ORDERED

Dated: July 27<sup>th</sup>, 2015  
New York, New York

/s/ STUART M. BERNSTEIN  
HON. STUART M. BERNSTEIN  
UNITED STATES BANKRUPTCY JUDGE